

this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2001.

Passed the Senate on March 7, 2001: Yeas 26, Nays 4, one present, not voting; and that the Senate concurred in House amendment on March 27, 2001, by a viva-voce vote; passed the House, with amendment, on March 22, 2001: Yeas 139, Nays 0, two present, not voting.

Approved April 9, 2001.

Effective September 1, 2001.

CHAPTER 4

S.B. No. 407

AN ACT

relating to the authority of a public entity to borrow funds from the state infrastructure bank.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subchapter D, Chapter 222, Transportation Code, is amended by adding Section 222.0745 to read as follows:

Sec. 222.0745. INCURRENCE OF DEBT BY PUBLIC ENTITY. (a) A public entity in this state, including a municipality, county, district, authority, agency, department, board, or commission, that is authorized by law to construct, maintain, or finance a qualified project may borrow money from the bank, including by direct loan, based on the credit of the public entity.

(b) Money borrowed under this section must be segregated from other funds under the control of the public entity and may only be used for purposes related to a qualified project.

(c) The authority granted by this section does not affect the ability of a public entity to incur debt using other statutorily authorized methods.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2001.

Passed the Senate on March 1, 2001: Yeas 30, Nays 0, one present, not voting; passed the House on March 27, 2001: Yeas 137, Nays 9, one present, not voting.

Approved April 9, 2001.

Effective April 9, 2001.

CHAPTER 5

S.B. No. 585

AN ACT

relating to exemption of certain persons from the license requirements imposed under the Mortgage Broker License Act.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 156.202, Finance Code, is amended to read as follows:

Sec. 156.202. EXEMPTIONS. This chapter does not apply to:

(1) any of the following entities or an employee of any of the following entities provided the employee is acting for the benefit of the employer:

(A) a bank, savings bank, or savings and loan association, or a subsidiary or an affiliate of a bank, savings bank, or savings and loan association;

(B) a state or federal credit union;

(C) an insurance company licensed or authorized to do business in this state under the Insurance Code;

(D) a mortgage banker; [øø]

(E) an organization that qualifies for an exemption from state franchise and sales tax as a 501(c)(3) organization; or

(F) a *Farm Credit System institution*;

(2) an individual who makes a mortgage loan from the individual's own funds to a spouse, former spouse, or persons in the lineal line of consanguinity of the individual lending the money;

(3) an owner of real property who makes a mortgage loan to a purchaser of the property for all or part of the purchase price of the real estate against which the mortgage is secured; or

(4) an individual who:

(A) makes a mortgage loan from the individual's own funds;

(B) is not an authorized lender under Chapter 342, Finance Code; and

(C) does not regularly engage in the business of making or brokering mortgage loans.

SECTION 2. Not later than October 1, 2001, the savings and loan commissioner shall reimburse an employee of a Farm Credit System institution who on the effective date of this Act holds a license issued under Chapter 156, Finance Code, the amount of any licensing fee, renewal fee, or recovery fund fee paid by the employee under that chapter that is attributable to the period beginning on the effective date of this Act and ending on the expiration date of the employee's license.

SECTION 3. This Act takes effect September 1, 2001.

Passed the Senate on March 8, 2001: Yeas 30, Nays 0, one present, not voting; passed the House on March 27, 2001, by a non-record vote.

Approved April 9, 2001.

Effective September 1, 2001.

CHAPTER 6

S.B. No. 47

AN ACT

relating to residential and nonresidential services for victims of family violence.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. The chapter heading to Chapter 51, Human Resources Code, is amended to read as follows: